

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 14 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed JUL 15 1999 under 65096

The applicant **Desert Pearl Farms** hereby makes application for permission to change the **Point of Diversion and Place of Use of a portion** of water heretofore appropriated under Permit 18872, Certificate 6045

1. The source of water is **Underground**
2. The amount of water to be changed **0.25 c.f.s., 139.32 AFA**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 10, T.14N., R.25E., MDM or at a point from which the SE corner of said Section 10 bears South 0°52'48" East, a distance of 2712.27 feet**
6. The existing permitted point of diversion is located within **SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 8, T.14N., R.25E., MDM, or at a point from which the $\frac{1}{4}$ corner common Sections 7 and 8, T.14N., R.25E., MDM bears North 46°54' West, a distance of 3851.00 feet**
7. Proposed place of use **34.83 ac. Within the SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 34, SW $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 35, T.15N., R.25E., W $\frac{1}{2}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ Section 2, E $\frac{1}{2}$, portion E $\frac{1}{2}$ W $\frac{1}{2}$ Section 3, E $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 10, NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, portions E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, and E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 11, T.14N., R.25E., MDM**
8. Existing place of use **See attached**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **well, pump and motor, and irrigation distribution system**
12. Estimated cost of works **existing**
13. Estimated time required to construct works **existing**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **See attached**

By **Bruce R. Scott, Resource Concepts, Inc.**
s/Bruce R. Scott
340 North Minnesota Street
Carson City, Nevada 89703

Compared cmf/ cam ds/cmf
Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 18872, Certificate 6045, is issued subject to the terms and conditions imposed in said Permit 18872, Certificate 6045, and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 65096, 65262, 65263, 65264, 65265, 68003, and any water of the Walker River Decree and any storage water appurtenant to the place of use shall not exceed 3285.42 acre-feet per year for the irrigation of 821.36 acres. The permit holder is responsible for insuring delivery of the entitled decreed and storage waters that are supplemental to these permits. In any year the Walker River Irrigation District declares a full allocation of decreed water to the priority years of C-125 decree claims supplemental to these permits, underground water shall not be pumped from the wells described in these permits. In any year the Walker River Irrigation District has no decreed or storage water, or declares a reduced allocation of surface waters to the priority years of C-125 decree claims supplemental to these permits, then water can be pumped from wells for irrigation of the permitted places of use. Irrigation shall not exceed a duty of four acre-feet per year from the total of decreed, storage, and underground waters.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.25 cubic feet per second, but not to exceed 139.32 acre-feet annually, and not to exceed an annual duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 9, 2003

Proof of completion of work shall be filed before:

May 9, 2003

Water must be placed to beneficial use on or before:

April 9, 2005

Proof of the application of water to beneficial use shall be filed on or before:

May 9, 2005

Map in support of proof of beneficial use shall be filed on or before:

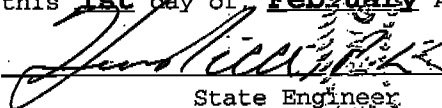
May 9, 2005

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set,

my hand and the seal of my office,

this 1st day of February A.D. 2002


State Engineer

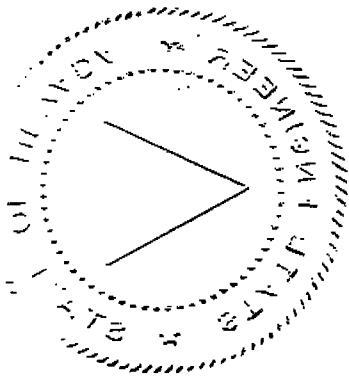
Completion of work filed MAY 21 2003

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____

Issued _____



Item 8 – Existing Place of Use

NE $\frac{1}{4}$ NE $\frac{1}{4}$ (40 ac), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (40 ac), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (40 ac), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (40 ac), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (40 ac) Section 7; NW $\frac{1}{4}$ NW $\frac{1}{4}$ (32 ac), SW $\frac{1}{4}$ NW $\frac{1}{4}$ (38 ac), NE $\frac{1}{4}$ NW $\frac{1}{4}$ (40 ac), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (40 ac), NW $\frac{1}{4}$ SW $\frac{1}{4}$ (25 ac), SW $\frac{1}{4}$ SW $\frac{1}{4}$ (25 ac), NE $\frac{1}{4}$ SW $\frac{1}{4}$ (40 ac), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (40 ac), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (40 ac), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (40 ac) Section 8; T.14 N., R.25 E., MDM; 560 acres total. 34.83 acres to be removed from irrigation within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ (3.03 ac), SE $\frac{1}{4}$ NE $\frac{1}{4}$ (3.19 ac), NW $\frac{1}{4}$ NE $\frac{1}{4}$ (4.23 ac), SW $\frac{1}{4}$ NE $\frac{1}{4}$ (4.65 ac), NE $\frac{1}{4}$ SE $\frac{1}{4}$ (1.66 ac) Section 7; NE $\frac{1}{4}$ NW $\frac{1}{4}$ (5.06 ac), SE $\frac{1}{4}$ NW $\frac{1}{4}$ (4.62 ac), SE $\frac{1}{4}$ SW $\frac{1}{4}$ (2.73 ac), NW $\frac{1}{4}$ SE $\frac{1}{4}$ (1.89 ac), SW $\frac{1}{4}$ SE $\frac{1}{4}$ (3.77 ac) Section 8; T.14 N., R.25 E., MDM

Item 15 – Remarks

The applicant has an agreement to convey this 139.32 AFA to Lawrence C. Masini Ranch. Please send copies of all correspondence and notices to Lawrence C. Masini Ranch, c/o Casino West, Inc., 11 North Main Street, Yerington, NV 89447 and to Ross deLipkau, P.O. Box 2790, Reno, Nevada 89505.

Use map on file at the Division of Water Resources under Application 65096 to support the proposed point of diversion and place of use.

Contingent upon the approval of this application, the 24.83 acres and 93.27 AFA of supplemental well water under Permit 30191, Certificate 9245 will be withdrawn, and the total acreage irrigated with groundwater under this application and Permits 65096, 65262, 65263, 65264, and 65265 will be limited to 821.36 acres within the proposed place of use.

